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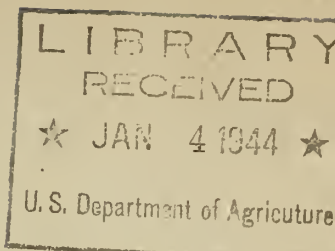


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UNITED STATES DEPARTMENT OF AGRICULTURE  
Food Distribution Administration

(Title 7, Chapter 1, Part 201, of the  
Code of Federal Regulations)



AMENDMENTS TO THE JOINT RULES AND REGULATIONS UNDER THE  
FEDERAL SEED ACT

By virtue of authority under section 402 of the Federal Seed Act (53 Stat. 1275) and after public hearing, held on May 12, 1941, notice of which was published in the Federal Register of April 10, 1941, we hereby promulgate the following amendments to the joint rules and regulations for the enforcement of the Federal Seed Act. These amendments shall become effective on September 8, 1941.

Sec. 201.216

Reword as follows: "Forwarding samples. Samples from the various ports shall be forwarded to seed laboratories in accordance with instructions of the Agricultural Marketing Service to be furnished to customs officers from time to time."

Sec. 201.218

Reword as follows: "Delivery under bond. After samples of seed or screenings offered for importation into the United States from any foreign country have been drawn, such seed or screenings shall be admitted into the commerce of the United States only after the seed or screenings have been found to meet the requirements of the act and these regulations. Provided, however, that if each and every container of such seed or screenings bears a sufficient mark of identification, collectors of customs may release from customs custody for delivery to the owner or consignee shipments which have been sampled, pending examination and decision in the matter, upon the execution on the appropriate form of either a customs single-entry bond or a customs term bond in such amount as is prescribed for such bond in customs regulations in force on date of entry, which bond shall contain a condition for the redelivery of the seed or screenings or any part thereof upon demand of the collector of customs at any time. Prior to being so admitted, the seed or screenings shall be kept intact and not tampered with in any way, or removed from the containers except under supervision as provided by regulation. The bond shall be filed with the collector of customs, who, in case of default, shall take appropriate action to effect the collection of liquidated damages equal to the value of the entire shipment as set forth in the entry plus the estimated duty thereon, if any."

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Sec. 201.222 (a)

Delete the word "Pea" and insert the following in their proper alphabetical order: "Mustard, black;" "Mustard, white;" "Parsley;" "Pea, field;" "Pea, Austrian winter;" "Pumpkin;" "Rape, annual;" "Rape, bird;" "Rape, turnip;" and "Watermelon."

Sec. 201.222 (b)

Insert the following in their proper alphabetical order: "Bean, Adzuki;" "Bean, Mung;" "Chickpea;" "Hemp;" and "Sunflower."

Add the following new subsection:

"(c) If any seed enumerated in section 201.222 is declared for seeding purposes and is found upon examination by the Agricultural Marketing Service 1/ not to meet the requirements of the Federal Seed Act, the importer shall be permitted to withdraw his declaration made under section 201.222 upon notification from the Agricultural Marketing Service 1/ that the seed may be released for feeding or manufacturing purposes. In this event, the importer shall be required to file a new declaration that no part of the importation will be used for seeding purposes."

Done at Washington, D.C. this 1st day of August, 1941.

Witness my hand and the seal of the Department of the Treasury.

Seal

/s/ Herbert E. Gaston  
Acting Secretary of the Treasury.

Witness my hand and the seal of the Department of Agriculture.

Seal

/s/ Paul H. Appleby  
Acting Secretary of Agriculture.

1/ Effective December 5, 1942 the work was transferred to the Food Distribution Administration.